

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

SHAIN C. CAGLE,

Petitioner,

V.

JOHN D. SNAZA,

## Respondent.

CASE NO. C19-5784 BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION AND  
DISMISSING FEDERAL HABEAS  
PETITION AS MOOT

This matter comes before the Court on the Report and Recommendation (“R&R”) Honorable Theresa L. Fricke, United States Magistrate Judge. Dkt. 19. The Court considered the R&R and the remaining record, and no objections having been does hereby find and order as follows:

- (1) The R&R is **ADOPTED**;
- (2) Petitioner's federal habeas petition is **DISMISSED** with prejudice as moot;
- (3) Petitioner's motions to stay state court proceedings, Dkt. 11, and expedite hearing of his motion to stay, Dkt. 12, are **DENIED** as moot;
- (4) Petitioner's *in forma pauperis* status is **REVOKED** for purposes of appeal;

(5) A Certificate of Appealability is **DENIED**; and

(6) The Clerk shall enter **JUDGMENT** and close this case.

Dated this 4th day of December, 2019.

  
BENJAMIN H. SETTLE  
United States District Judge